

TOWN CLERK

Town of Upton



Massachusetts

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**CERTIFICATION OF PROCEEDINGS
THE COMMONWEALTH OF MASSACHUSETTS
TOWN OF UPTON
SPECIAL TOWN MEETING**

June 16, 2009

Called to order at 7:30 pm by Moderator David Loeper.

During this meeting, 76 voters were checked in to the Nipmuc Regional Middle/High School by Barbara Burke and M. Denise Smith meeting the necessary quorum of 40 voters.

By unanimous vote, guests present were Jon Miguel, Cable Access; Pat Cantor, Town Counsel; Michelle Sanford, Town Crier; Fred Aponte, Accountant; Rosemary Scrivens, CMRPC; Sara Arphambeault, Mary Ann Tamagni

ARTICLE 1: Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Thirty thousand dollars (\$30,000.00) from the Community Preservation Act Reserved Fund Balance Undesignated FY2008 to the Reserved Fund Balance – Historic Resources.

Favorable recommendation from the Community Preservation Committee

Moderator declared the motion passed unanimously

ARTICLE 2: Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Thirty thousand dollars (\$30,000.00) from the Community Preservation Act Reserved Fund Balance Undesignated FY2008 to the Reserved Fund Balance – Open Space.

Favorable recommendation from the Community Preservation Committee

Moderator declared the motion passed unanimously

ARTICLE 3: Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Thirty thousand dollars (\$30,000.00) from the Community Preservation Act Reserved Fund Balance Undesignated FY2008 to the Reserved Fund Balance – Community Housing.

Favorable recommendation from the Community Preservation Committee

Moderator declared the motion passed unanimously

ARTICLE 4: Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Fifty-five thousand three hundred dollars (\$55,300.00) from the Community Preservation Act reserved Historic Resources account #24-300-3242-1000 to a reserve account to fund a detailed evaluation for the proposed preservation and rehabilitation of the historic resource known as the Upton Town Hall; including but not limited to improvements to comply with the Americans with Disabilities Act and other federal, state or local building codes, such project to be managed by a Town Hall study committee appointed by the Board of Selectmen and assisted by a Massachusetts Registered Architect and to be completed within three years.

Favorable recommendation from the Community Preservation Committee

Moderator declared the motion passed by majority

ARTICLE 5: To see if the Town will vote pursuant to M.G.L. Chapter 40A, Section 5 to amend the Zoning By-Laws by:

1. DELETING Section 6.2 "Personal Wireless Service Facility" in its Entirety
2. ADDING Section 6.2 "Wireless Data Transfer Facilities"
3. AMENDING Section 10 "Definitions"
4. AMENDING Section 3.0, "Table of Use Regulations"

Favorable recommendation from the Planning Board

Moderator declared this motion required 2/3 majority

Moderator declared the motion passed by 2/3 majority

Upon motion of William Young, it was moved to dissolve this warrant and adjourn the Special Town Meeting at 7:34 pm.

Motion passed by majority

A True Copy,
ATTEST:

Kelly A. McElreath
Town Clerk